

PROCEEDINGS OF THE BROWN COUNTY
HUMAN SERVICES COMMITTEE

Pursuant to Section 19.84 Wis. Stats., a regular meeting of the **Brown County Human Services Committee** was held on Wednesday, April 22, 2009 in Room 200 of the Northern Building – 305 East Walnut Street, Green Bay, Wisconsin

Present: Jesse Brunette, Pat Evans, Steve Fewell, Julie Knier, Rich Langan
Tom Lund, Pat LaViolette
Also Present: Tom Hinz, Jayme Sellen, Debbie Klarkowski, Fred Mohr
Don VanderKelen, Mark Quam, Lisa Anderson
Judge Don Zuidmulder, Beth Robinson
Supervisors Bill Clancy, Mary Scray, Kathy Johnson
Other Interested Parties, Media

****Presentation****

By Judge Zuidmulder re: Update on Drug Court

- I. **Call Meeting to Order:**
The meeting was called to order by Chairman Pat Evans 6:03 p.m.
- II. **Approve/Modify Agenda:**

Motion made by Supervisor Brunette and seconded by Supervisor Lund to approve. MOTION APPROVED UNANIMOUSLY
- III **Approve//Modify Minutes of March 25, 2009:**

Motion made by Supervisor Brunette and seconded by Supervisor LaViolette to approve. MOTION APPROVED UNANIMOUSLY

Comments from Public/Such Other Matters as Authorized by Law: None

Report from Human Services Chair, Patrick Evans:

Chairman Evans stated he was very disappointed with the recent termination of Diane Pivonka, Mental Health Center Hospital & Nursing Home Administrator. Evans stated that his dealings with her over the years have been professional, that she has been an outstanding advocate for the clients at the facility, also acknowledging her support with the building of the new Community Treatment Center.

1. **Review Minutes of:**
 - a. **Aging & Disability Resource Center Board (3/26/09)**
 - b. **Veterans' Recognition Sub-Committee (4/14/09)**
 - c. **Homeless Issues & Affordable Housing Subcommittee (03/17/09):**

Motion made by Supervisor Lund and seconded by Supervisor LaViolette to receive and place on file 2a, b, & c. MOTION APPROVED UNANIMOUSLY

Presentation – Judge Zuidmulder – Update on Drug Court:

Judge Zuidmulder reported that a Drug Court Team has been created consisting of one or more Circuit Court Judges, a representative from the District Attorney's office, along with others with background in drug and alcohol treatment, rehabilitation services, etc. The Team attended a nationally sponsored federal program in March. They have been meeting Tuesdays and Thursdays to prepare a manual and intake process, with the goal of taking the first people into the program by mid-May or first part of June. The manual includes a mission statement, an introduction, eligibility standards, referral and entry process, court proceedings, program requirements, etc. (Copies of draft attached)

A flow chart is also attached, which Zuidmulder explained sets forth the manner in which people will be taken into the Drug Court. Eligibility requirements include residency in Brown County, population will be identified through the District Attorney's office, and the Team will work with law enforcement and prosecutors to assure clientele is appropriate.

(Supervisor Knier arrived 6:10 p.m.)

Each participant shall pay \$750 to participate in the program, \$250 of which can be earned by doing community service work.

The program consists of three phases. Please see information for requirements of completion.

(Supervisor Fewell arrived 6:15 p.m.)

Beth Robinson was introduced as the newly hired Coordinator for the program (resume and contact information attached). Zuidmulder explained that Ms. Robinson will be responsible for meeting with clientele to conduct an assessment and determine the appropriate treatment program to address the issues they have.

When asked regarding her background and experience, Ms. Robinson explained that this is an exciting opportunity for the community and she is pleased to be part of the Team. She has worked in mental health and substance abuse (probation and parole) for the last several years, and is looking forward to helping people in a different way. She defined her responsibilities as including clinical training and assessment of offenders to determine if they meet criteria for the program. She is presently working on data entry and collection, budget, Team organization, etc.

Judge Zuidmulder asked the committee to review the attached materials, stating that he will also appear before the Public Safety Committee.

Communications:

2. **Communication from Supervisor Fewell re: Request that a meeting be held of the Human Services Committee to immediately address the status of the psychiatrist at the Mental Health Center to avert a crisis situation for the Mental Health Services. (Referred fro April County Board):**

Supervisor Fewell explained his concern that a shortage of psychiatrists could threaten the MHC's primary source of income, along with the evaluation and treatment of out-of-county patients. The center has traditionally operated with

two full-time psychiatrists, however, is now reduced to 1½ positions. This could mean fewer patients and less revenue.

Dr. Koti Mannem remains full-time, however, Dr. Chandra Bommakanti reduced to part-time status on January 1st. When asked by Supervisor Knier the current salaries, Debbie Klarkowski reported that the Clinical Director currently earns a base salary of \$197,000 annually, with the psychiatrist earning in the \$190,000 range or approximately \$94 per hour.

Chairman Evans stated that in contact with Prevea, he learned they pay their psychiatrists in the \$155,000 to \$221,000 range, pointing out that the County appears to be in range with private sector.

Executive Tom Hinz stated that he and HR staff met with Dr. Mannem who has assured him that he plans to stay with the County at this time, stating that he will not ask for a change in compensation and will take on extra case load as needed until issues are resolved. Advertisement for a full-time psychiatrist will continue.

Supervisor Fewell indicated that he struggles with the hourly rate being paid for a contract psychiatrist presently in the \$150 an hour range. Executive Hinz agreed this is an area that needs to be addressed.

Further discussion by the committee resulted in the urgency to hire someone for the psychiatric position.

Motion made by Supervisor Lund and seconded by Supervisor Langan to refer to staff to move forward with the hiring of a psychiatrist for the Mental Health Center. MOTION APPROVED UNANIMOUSLY

Motion made by Supervisor Lund and seconded by Supervisor LaViolette to refer to Administration to investigate the discrepancy in pay between a full-time employee vs. a part-time contract psychiatrist. MOTION APPROVED UNANIMOUSLY

Health Department: No Agenda Items

Aging & Disability Resource Center:

3. Revenue & Expense Report (3/31/09):

Motion made by Supervisor LaViolette and seconded by Supervisor Lund to receive and place on file. MOTION APPROVED UNANIMOUSLY

Human Services Dept.

4. Mental Health Center Statistics for March 2009:

Motion made by Supervisor LaViolette and seconded by Supervisor Lund to receive and place on file. MOTION APPROVED UNANIMOUSLY

5. **Resolution re: CHANGE TO TABLE OF ORGANIZATION, Delete (2.5) FTE Clerk/Typist II positions and create 2.5 FTE Clerk II positions:**

Mark Quam explained that this change to the Table of Organization is merely a title change and has no financial impact.

Motion made by Supervisor LaViolette and seconded by Supervisor Fewell to approve. MOTION APPROVED UNANIMOUSLY

6. **Bellin Psychiatric Monthly Report for March 2009:**

Supervisor Fewell asked if the report identifies only admissions and census, or if it also identifies individuals who have been turned away for service. It is his understanding there have been adolescents who in the last two months were denied treatment.

Tom Eggebrecht explained that those who may require longer term treatment are at times transferred to Winnebago, as Bellin is used for short term stays. Mark Quam added that Brown County previously had their own psychiatric inpatient unit that worked with Shelter Care and other community programs, however, that model has changed and now only a free-standing psychiatric center exists.

Mr. Quam indicated that Denver Johnson is the manager in that area and suggested that he be invited to attend a meeting to further discuss this issue.

Motion made by Supervisor Fewell and seconded by Supervisor Knier to invite Denver Johnson to give an update regarding Bellin Psychiatric services at the May meeting. MOTION APPROVED UNANIMOUSLY

Motion made by Supervisor Lund and seconded by Supervisor Brunette to receive and place on file. MOTION APPROVED UNANIMOUSLY

- 7 **Approval for New Non-Continuous Vendor:**

Motion made by Supervisor LaViolette and seconded by Supervisor Knier to approve. MOTION APPROVED UNANIMOUSLY

8. **Request for New Vendor Contract:**

Motion made by Supervisor Fewell and seconded by Supervisor Knier to approve. MOTION APPROVED UNANIMOUSLY

9. **Monthly Contract Update;**

Motion made by Supervisor LaViolette and seconded by Supervisor Lund to receive and place on file. MOTION APPROVED UNANIMOUSLY

10. **Budget Status Financial Report for Community Programs:**

Mark Quam reminded the committee that in the Fall of 2007 dollars were taken from the Mental Health Center overtime budget to fund the Teen Parent Program. Although it was not anticipated, there was a deficit in the Community

Programs fund balance. He attributes this to lagging of Medical Assistance payments in the area of in-home personal care for elderly and disabled, and in the area of community mental health care. He indicated that a budget transfer will be required to come from the fund balance.

Motion made by Supervisor Fewell and seconded by Supervisor Knier to approve. MOTION APPROVED UNANIMOUSLY

11. Budget Status Financial Report for Mental Health Center:

Mr. Quam pointed out that the 2008 budget was over in the area of overtime due to lack of staffing, however, he explained that revenue in areas of public charges and intergovernmental charges somewhat balanced this.

Motion made by Supervisor LaViolette and seconded by Supervisor Brunette to approve. MOTION APPROVED UNANIMOUSLY

#'s 12 & 13 taken together

12. WCHSA Minutes (March 5, 3009):

13. Financial Report:

Mr. Quam pointed out that #12 is a narrative covering the financial report in #13. He explained that a minimum was proposed in the Governor's budget which affected all counties, and described it as "unkind" to human service programs. He specifically pointed out a reduction of DCF BCA funding and an elimination of IV-E money which funds the Healthy Families Program at Family Services.

In addition, counties will be required to contribute to the cost of care for children and elderly patients at Mendota and Winnebago Mental Health Institute (\$325,000) based on 2008 usage; and there is a reduction in revenue (\$240,500) in Certified Public Expenditure payments in FY 09 (formerly the Supplemental Payment Program). Quam stated he is unsure how this will effect county allocation, however, stated it could potentially reduce additional deficit funding to counties.

Assistant to the County Executive, Jayme Sellen, reported that she and Supervisors Krueger, DeWane, and Andrews attended the WCA Lobby Day, meeting with five legislators. She stated it was well attended and well organized, however, no commitments were received from legislators. Although agreeing with requests, their response was to ask where the money will come from.

When asked by Supervisor Fewell if this meant the Healthy Families Program will be gone, Quam indicated that it is dependent on IV-E funding which is projected to be eliminated. Quam pointed out that many non-profit agencies in the Green Bay area are fund raising to expand the Healthy Families model to include more children and increase prevention.

Fewell noted that in reading the Wisconsin Counties Association magazine, it appears that county nursing homes bring in federal dollars to the state. Quam indicated that although true, much of this is "skimmed" for state use. He added that an overwhelming percentage of money in the budget goes to pay for living arrangements for elderly and children, along with in-home support.

Motion made by Supervisor Fewell and seconded by Supervisor LaViolette to receive and place on file #'s 12 & 13.

MOTION APPROVED UNANIMOUSLY

14. Director's Report:

Mr. Quam announced he will be retiring effective the end of the month.

Chairman Evans asked Mr. Quam if he was aware Hospital & Nursing Home Administrator, Diane Pivonka, was going to be terminated. Quam indicated he was told approximately ten minutes before. Evans expressed concern that as of the first of the month Brown County will not have a Director of Human Services, nor will they have a Hospital & Nursing Home Administrator.

Supervisor Lund confirmed that a licensed individual is required to run the hospital and nursing home, asking how the facility will run if no one is licensed. Quam explained that the State keeps a list of retired and part-time nursing home administrators who may be willing to fill in, however, pointed out the salary will have to be attractive.

Motion made by Supervisor Fewell and seconded by Supervisor Knier to acknowledge Mark Quam's 12 years of service to Brown County Human Services. MOTION APPROVED UNANIMOUSLY

Veterans Dept. No agenda items

Syble Hopp School No agenda items

Other:

15. Audit of Bills:

Motion made by Supervisor Brunette and seconded by Supervisor LaViolette to approve. MOTION APPROVED UNANIMOUSLY

15a. Closed Session: A closed session pursuant to Sec 19.85 (1)(c) involving consideration of a public employee's performance:

County Board Attorney Fred Mohr stated that originally he had noticed the closed session to discuss the job performance of the Mental Health Center psychiatrist. He has since found that is exempted under statute.

In relation to the termination of Diane Pivonka, Mohr stated that a Press Gazette article this date indicates that Ms. Pivonka is planning to pursue legal action against the county. Mohr explained that when an employee's performance is discussed in closed session, such employee has the right to ask what was discussed. Since it appears there is threatened litigation, he did not think it wise to discuss her performance.

Mohr further explained there is a second exemption dealing with consultation with an attorney regarding pending litigation. When this exemption is used the committee has attorney/client privilege, meaning that discussion in closed session will not be released.

Chairman Evans asked if Corporation Counsel was present during the termination process and Mohr stated that only he and Executive Hinz were involved. Mohr explained that originally it was intended to have Corporation Counsel present, however, discussion of the matter determined that in the event of potential legal litigation, both could be called as witnesses and excluded from representing the county. His contract requires him to advise and consult with the County Executive regarding labor matters.

Supervisor Knier noted a point of order, stating this item was not properly noticed on the agenda and should not be discussed.

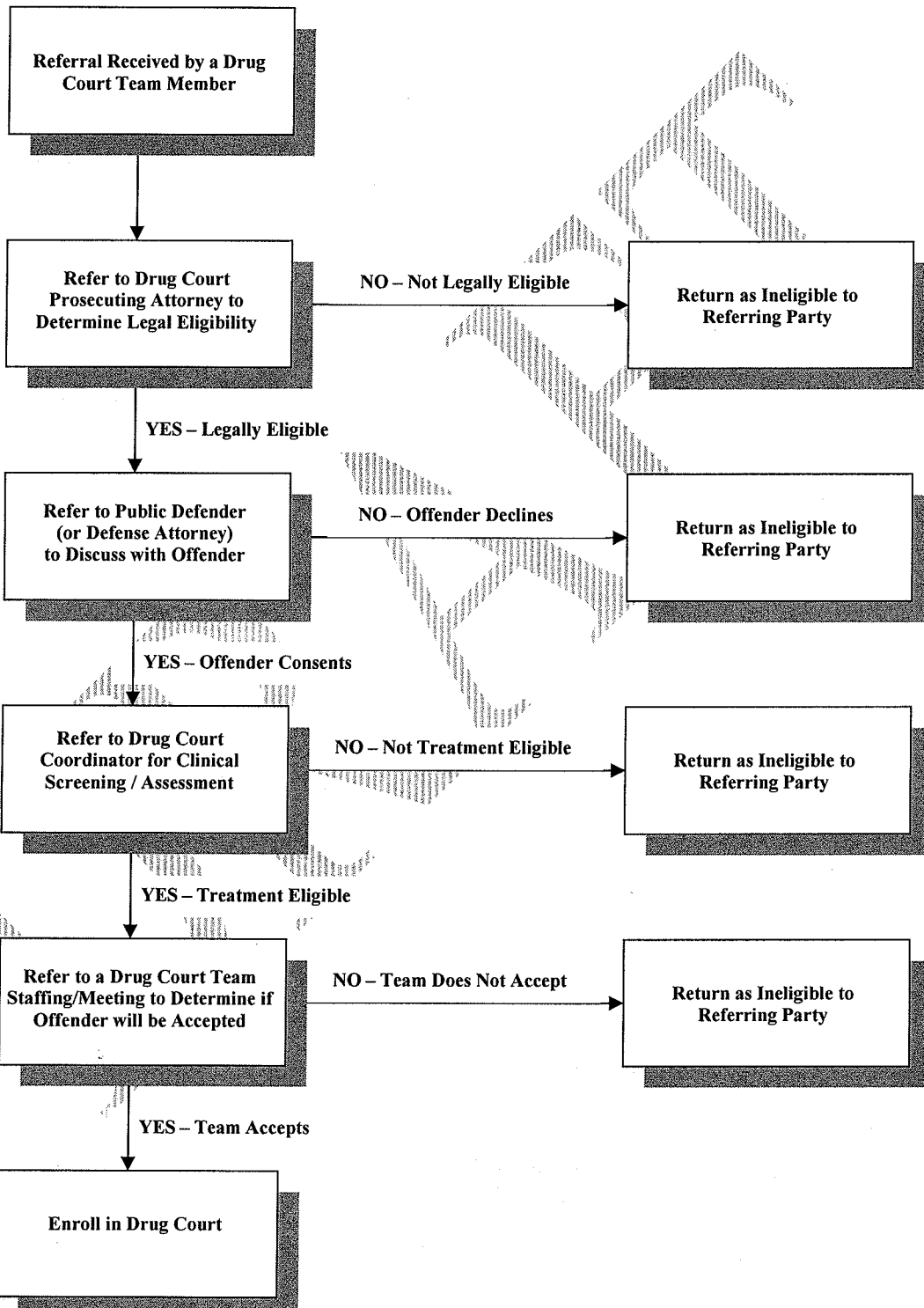
Motion made by Supervisor Knier and seconded by Supervisor LaViolette to adjourn at 7:20 p.m. MOTION APPROVED UNANIMOUSLY

Respectfully submitted,

Rae G. Knippel,
Recording Secretary

BROWN COUNTY DRUG COURT

Simplified Entry Process Chart



*Presented to
Judge D. Zuidmaulder*



Brown County Drug Court PROGRAM MANUAL

Brown County Drug Court Program Manual
Draft #1 04/22/09



Brown County Drug Court Program

I. MISSION STATEMENT

The mission of the Brown County Drug Court is to improve the overall quality of life in our community by providing a court-supervised program for substance dependent offenders that will enhance public safety, reduce crime, hold offenders accountable, reduce costs to our community, and to ultimately transform these offenders into positive, contributing members of our community.

II. INTRODUCTION

The Brown County Drug Court Program is a court that is specifically designated and staffed to handle cases involving dependent offenders through an intensive, judicially-monitored program of drug and alcohol treatment, rehabilitation services, and strict community supervision.

The Drug Court concept is based on an innovative program that was first developed in Miami, Florida in 1989. The Drug Court concept has since received widespread attention as an effective treatment strategy for drug-involved criminal offenders. There are more than 2,300 such programs now in operation in jurisdictions throughout the nation.

Drug Courts are built upon a unique partnership between the criminal justice system and drug treatment community, one that structures treatment intervention around the authority and personal involvement of a Drug Court Judge. Drug Courts are also dependent upon the creation of a non-adversarial courtroom atmosphere where a judge and a dedicated team of court officers and staff work together toward a common goal of breaking the cycle of drug/alcohol abuse and criminal behavior.

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**Brown County Drug Court
Program Manual**

- A representative from the Public Defender's office – A Drug Court Defense Attorney informs the Drug Court participant about the rigors of Drug Court, preserves all legal rights of the participant, advocates for fair and equal treatment of the participant, participates in team meetings and attends non-adversarial court proceedings.
- A Probation and Parole Agent – A Drug Court Probation and Parole Agent actively monitors Drug Court participants outside the Drug Court setting including conducting home and job visits and drug testing. All participant contact is documented and visits logged to help encourage positive participant behavior.
- A representative from law enforcement – A Drug Court law enforcement officer actively monitors Drug Court participants outside of the Drug Court setting including conducting home and job visits and drug testing. All participant contact is documented and visits logged to help encourage positive participant behavior.
- The Drug Court Coordinator – A Drug Court Coordinator completes clinical screening and assessment, develops the Drug Court treatment plan with the participant, actively monitors Drug Court participants outside the Drug Court setting including home and job visits and drug testing, maintains participant data, prepares participant progress reports, coordinates services from each discipline and the local community, in a manner that is most therapeutic to the Drug Court participant.
- An evaluator – A Drug Court evaluator assists the Drug Court Team in developing, capturing, and communicating useful and useable information for key stakeholders and other audiences.
- Treatment personnel – A Drug Court treatment provider provides rehabilitative therapy sessions, drug screening, case management and monitoring for Drug Court participants in keeping with the recovery of the Drug Court participant. Additionally, within the bounds of ethics and legalities, a Drug Court treatment provider shares information regarding the progress of a participant in appropriate settings to all Drug Court Team Members.

IV. ELIGIBILITY STANDARDS

Persons meeting the following criteria will be considered for admission to the Brown County Drug Court Program:

- Brown County Resident
- Not subject to jurisdiction of juvenile court and satisfies age standards of treatment providers
- Offense is non-violent – possession, use or sale of a controlled substance or a crime resulting from/motivated by substance abuse/addiction/dependency
- Participant has been convicted of the offense
- No prior violent felony convictions – WI 941.291(1)(b)
- No prior/current convictions involving use of dangerous weapon
- No prior/current sex offenses, stalking, arson, or kidnapping offenses

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**Brown County Drug Court
Program Manual**

All Drug Court participants must be in the courtroom at 2:00 p.m, unless otherwise excused by the Drug Court Judge or the Drug Court Coordinator. Attendance is required as follows:

- Phase I participants attend Drug Court every week
- Phase II participants attend Drug Court every other week
- Phase III participants attend once per month

VII. PROGRAM REQUIREMENTS

Program Rules

Drug Court participants are required to abide by the rules outlined in the participant contract, including, but not limited to, the following:

1. Totally abstain from the use of illegal drugs and alcohol and do not enter establishments where alcohol is primarily sold (i.e. taverns, bars, and events with beer stands/tents)
2. Inform your treating physicians that you are a recovering addict and that you may not take narcotic or addictive medications or drugs
3. Attend court sessions and treatment sessions as scheduled
4. Submit to random alcohol and drug testing
5. Behave in a law abiding manner
6. Do not associate with people who use or possess drugs.
7. Do not possess any weapons
8. Keep the Drug Court Team, Coordinator, treatment provider, and probation and parole agent informed of your current address and phone number at all times
9. Not leave Brown County or adjoining counties without the prior approval of the Drug Court Team
10. As a condition of participation in the Drug Court Program, the participant and his/her property, place of residence, vehicle, or personal effects may be searched at any time, with or without a warrant, and with or without reasonable cause, when required by a probation and parole agent or other law enforcement officer
11. Be on time for court and treatment sessions
12. Do not consume poppy seeds
13. Abide by their individualized time management plan*
14. Abide by all other rules and regulations imposed by the Drug Court Team
15. Abide by all other rules and regulations set forth by the participant's probation and parole agent

**Drug Court participants are required to document that they have followed their assigned time management plan each week, including any combination of the following activities: support group meeting attendance, substance abuse treatment, drug*

Comment: Need to review all phases, time frames of sobriety, and decide if we want a point system. Winnebago may be adding a requirement for participants to provide a copy of their pay check to prove hours worked and verify continued employment. Also need to discuss if we should add that participants are required to obtain a state ID within so many weeks (for ID purposes at treatment and testing).

Supervision

Comment: Need to discuss supervision expectations.

A critical component of successful Drug Court participation involves intense supervision to determine compliance with the rules of the Drug Court Program. The minimum schedule of supervision is outlined in each phase of the program.

Drug Testing

Comment: Need to discuss and define testing procedures and protocol, where and who will conduct testing, and verify the prices/contract Human Services is utilizing for testing kits. Note: Winnebago is planning to contract out drug testing.

Each client is subject to random testing for the purpose of detecting the unauthorized use of alcohol or controlled substances under the following program. The minimum schedule of drug testing is outlined in each phase of the program. Any participant is subject to testing at any time.

The Drug Court Judge, the Drug Court Coordinator, the Department of Community Corrections, the treatment providers, the Brown County Department of Human Services, and any officer or deputy working with the authority of the Drug Court Program may request testing of a Drug Court participant at any time.

Upon request, the Drug Court participant shall immediately deliver the requested sample. If a sample is not produced, is not of sufficient quantity, or is adulterated in any way, it will be treated as a positive sample for the presence of unauthorized drugs or alcohol.

Prior to delivering the sample, the Drug Court participant will be asked whether or not the test will be positive. If the Drug Court participant acknowledges that the test will be positive, it will be considered a positive test, and the test may not take place. If the Drug Court participant indicates the test will be negative but the test is found to be positive, the Drug Court participant will be informed of the positive result and assessed the test fee. The Drug Court participant will be given an opportunity to request a confirming test. If the confirming test is positive, participant will be assessed a fee for both tests. The cost of the tests must be paid within 30 days of when the confirming test was administered. Participants will be subject to sanctions for both the positive test results as well as for lying to the Drug Court staff. If the confirming test is negative all fees associated with the first and confirming test will be waived.

Treatment & Rehabilitation Services

Comment: Need to review this new section.

Each Drug Court participant shall be clinically screened and assessed by the Drug Court Coordinator for substance use disorders prior to acceptance into the Drug Court Program. A Drug Court Treatment Plan will be developed by the Drug Court Coordinator and the participant. Appropriate levels of care for substance use disorders will be recommended and required. In addition, referrals for mental health assessments or other ancillary services may be made. Participants are required to comply with all recommendations of the Drug Court Coordinator and the Drug Court Team.

	<ul style="list-style-type: none"> ▪ Obtain a sponsor/mentor (required prior to advancement to Phase II)
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MINIMUM REQUIREMENTS FOR SUCCESSFUL COMPLETION OF PHASE II

Comment: Need to review and discuss our requirements.

CATEGORY	EXPECTATION
Pro-Social Behavior	<ul style="list-style-type: none"> ▪ Maintain 120 consecutive days of total abstinence from the use of drugs, chemicals, and alcohol* ▪ Develop a payment plan for the costs of participation in the Drug Court Program ▪ Demonstrate an ability to maintain a budget ▪ Be gainfully employed or complete community service work, as determined by the Drug Court ▪ Avoid any premises where alcohol is sold for consumption on the premises ▪ Follow the rules and conditions set forth in the Participant Contract ▪ Follow the rules set forth by probation and parole agent ▪ Complete all other conditions, as determined by the Drug Court Judge ▪ Abide by individualized time management plan**
Supervision	<ul style="list-style-type: none"> ▪ Make bimonthly appearances before the Drug Court Judge ▪ Attend office or home visit twice monthly with the Drug Court Coordinator and twice monthly for an office or home visit per week with your probation and parole agent as directed per your agent ▪ Home visits at least two times per month ▪ Electronic monitoring as needed and as ordered by the Court
Testing	<ul style="list-style-type: none"> ▪ Drug and/or alcohol testing, a minimum of once a week, on a random basis
Treatment	<ul style="list-style-type: none"> ▪ Participate in an outpatient or inpatient treatment program, as determined by the Drug Court Judge ▪ Participate in a Drug Court educational component, to include establishing life skills and job training, as appropriate
Support	<ul style="list-style-type: none"> ▪ Participate in support groups at a minimum of 2-4 times per week, or as established by the Drug Court ▪ Make contact with sponsor and/or Drug Court mentor at least once weekly

MINIMUM REQUIREMENTS FOR SUCCESSFUL COMPLETION OF PHASE III

Comment: Need to review and discuss our requirements.

CATEGORY	EXPECTATION
Pro-Social Behavior	<ul style="list-style-type: none"> ▪ Maintain 180 consecutive days of total abstinence from the use of drugs, chemicals, and alcohol* ▪ Develop a payment plan for the costs of participation in the Drug

shall declare the Drug Court participant a graduate of the Drug Court Program. The graduation ceremony will be a celebration of ~~12 months of~~ at least six months of absolute sobriety and abstinence and successful completion of the Drug Court Program.

Comment: Note: Winnebago does not require 12 months of absolute sobriety. Need to discuss our expectations for length of sobriety in order to graduate.

Alumni Association

Comment: Need to review and discuss this section.

Upon graduation, all Drug Court Program graduates will be invited to join the Alumni Association. The rules of the Alumni Association shall be established by the members of the Alumni Association with the approval of the Drug Court Judge.

Termination

A Drug Court participant may be terminated from the Drug Court Program for the following:

- Commission of a crime.
- Failure to attend scheduled Drug Court hearings.
- Abandonment of the Drug Court Program.
- Drug/alcohol use, test tampering, assaultive behavior.
- Termination or withdrawal from required treatment.
- Violation of Drug Court rules.
- Any other grounds that the Drug Court finds sufficient for expulsion.

Expulsion Process

Comment: Need a "Motion for Expulsion" form that includes the rules violated and reasons for expulsion, and why there are no reasonable alternatives.

Upon request of two or more Drug Court Team members, the Drug Court Team (without the presence of the Drug Court Judges) will meet with the Drug Court participant to provide the participant with the opportunity to explain to the Drug Court Team why the participant should not be expelled from the Drug Court. Following this meeting, the Drug Court Team will meet privately to decide if the participant will be expelled and upon a majority vote for expulsion, a "Motion for Expulsion," setting forth the reason for the expulsion, will be made to a Drug Court Judge. After the Team meets with this Drug Court Judge and is in agreement, the Drug Court Team will notify the participant of the decision. At this time, the participant will be given the option to have an "Expulsion Hearing" to be set before a different Drug Court Judge as soon as possible.

If requested, the Expulsion Hearing will be on the record in open court and the participant is entitled to legal representation. *The rules of Evidence do not apply in the "Expulsion Hearing."* If the Drug Court Judge finds to a reasonable certainty by the greater weight of credible evidence that the participant violated the Drug Court rules that constitute grounds for termination and there is no reasonable alternative to termination, the participant shall be removed from the program.

Contact Information for:
Beth Robinson, Brown County Drug Court Coordinator

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